

- (1) THE RATE OF PERIODIC PAYMENT;
- (2) WHEN THE COVERAGE IS EFFECTIVE AND WHAT RESTRICTIONS, IF ANY, APPLY TO PRE-EXISTING CONDITIONS;
- (3) ALL CRITERIA RELATING TO DISENROLLMENT OR DENIALS OF RE-ENROLLMENT; AND
- (4) SERVICE PRIORITIES, IF ANY, IN THE EVENT OF EPIDEMIC OR OTHER EMERGENCY OR CATASTROPHIC CONDITIONS WHICH MAY EFFECT AN UNTOWARD DEMAND FOR MEDICAL SERVICES.

847.

(A) THE HEALTH MAINTENANCE ORGANIZATION IS SUBJECT, AT ALL TIMES, TO THE SUPERVISION OF THE COMMISSIONER AND THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE AS PROVIDED IN THIS SUBTITLE. IT IS NOT SUBJECT TO THE LAWS OF THE STATE RELATING TO INSURANCE CORPORATIONS ENGAGED IN THE BUSINESS OF INSURANCE OR TO ANY LAW RELATING TO INSURANCE AND CORPORATIONS ENGAGED IN THE BUSINESS OF INSURANCE, EXCEPT AS PROVIDED IN SECTION 884 (E) OF THIS SUBTITLE.

(B) ANY HEALTH MAINTENANCE ORGANIZATION ALREADY HAVING RATES BEING CHARGED SUBSCRIBERS OR GROUPS OF SUBSCRIBERS PRIOR TO THE EFFECTIVE DATE OF THIS SUBTITLE MUST COMPLY WITH THE REQUIREMENTS OF THIS SUBTITLE BY JANUARY 1, 1976. HOWEVER, THE COMMISSIONER, FOR GOOD REASON, MAY EXTEND FOR A REASONABLE TIME THE PERIOD IN WHICH THE ORGANIZATION MUST ACHIEVE COMPLIANCE.

(C) ANY ORGANIZATION CONTRACTING WITH THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE WHICH IS SUBJECT TO THIS SUBTITLE MUST ACT IN CONCERT WITH THE DEPARTMENT OF HEALTH AND MENTAL HYGIENE OR WITH THE DEPARTMENT'S WRITTEN CONSENT CONCERNING ALL INFORMATION REQUIRED BY THE COMMISSIONER.

(D) (1) ALL RATES CHARGED SUBSCRIBERS OR GROUPS OF SUBSCRIBERS BY THE ORGANIZATION, AND THE FORM AND CONTENT OF ALL CONTRACTS BETWEEN THE ORGANIZATION AND ITS SUBSCRIBERS OR GROUPS OF SUBSCRIBERS, SHALL BE FILED WITH THE COMMISSIONER BEFORE THEY BECOME EFFECTIVE.

(2) RATES MAY NOT BE EXCESSIVE, INADEQUATE, OR UNFAIRLY DISCRIMINATORY IN RELATION TO THE SERVICES OFFERED.

(3) IF THE ORGANIZATION AT ANY TIME DESIRES TO AMEND ANY CONTRACT WITH ITS SUBSCRIBERS, OR DESIRES TO CHANGE ANY RATE CHARGED THEREFOR, THE NUMBER OF COPIES OF THE AMENDMENT OR RATE CHANGE PRESCRIBED BY THE COMMISSIONER SHALL BE FILED WITH THE COMMISSIONER, WHO